

**CRIMINAL DOCKET  
UNITED STATES DISTRICT COURT**

D. C. Form No. 100A Rev.

TITLE OF CASE	ATTORNEYS
<b>THE UNITED STATES</b>  <b>vs.</b>  1. Theodore Bert YORK, 2. James David OLIN, 3. Anthony Wayne HUNTER, and 4. Jimmy Roger STEELY, <sup>20</sup>	<b>For U. S.:</b>  Ben F. Baker Asst. U.S. Attorney  <b>For Defendant:</b>  Joe Lapan, Ret. for York & Olin. 4815 South Harvard 3-3-75 Tulsa, OK 74135 (749-4444) Terry Meltzer, Ret. for Hunter 4815 South Harvard, 74135 (743-8931) - see last page
Deft. HUNTER 4372 So. Rockford Pl. Tulsa, OK 74105 (747-6830)	Deft. STEELY 6232 E. Archer Apt. 121 Tulsa, OK (835-9804) 939-5768
Defendants. Steely's Surety (584-5204) Pete King 215 W. 5th St. Tulsa 74103	James D. Bass Ret. for Steely Center Off. Bldg 74127

STATISTICAL RECORD	COSTS	DATE	NAME OR RECEIPT NO.	REC.	DISB.
J.S. 2 mailed 3-1-75 OLIN MENTAL 3-18-75 - closed 6-1-75 J.S. 3 mailed YORK MENTAL 3-18-75 - closed 6-1-75 STEELY MENTAL 3-18-75 - closed 6-1-75 Violation Distribution of Drugs Title 21 Sec. 846	Clerk closed Marshal closed Docket fee				
Defts. are all on bond, addresses are:					
(1 Ct.: \$15,000 &/or 5 Yrs)		Deft. YORK Route 2, Box 200 Wagoner, OK 74467 (Tulsa #743-0438) (Wagoner #485-2679)	Deft. OLIN 10308 East 6th St. Tulsa, OK 74129 (836-4115 or 836-5661)		

DATE	PROCEEDINGS
2-12-75	Record of Grand Jurors Concurring, filed in Open Court. v
2-12-75	Indictment, filed in Open Court. v
2-13-75	Magistrate papers added to file. v
2-13-75	Bond of Deft. YORK in the amount of \$5,000.00, 10% cash deposit, with Conditions, added to file this date. v
2-13-75	Bond of Deft. OLIN in the amount of \$5,000.00, 10%, with Conditions, added to file. v
2-13-75	Bond of Deft. HUNTER in the amount of \$10,000, Cash, w/conditions added to file. v
2-13-75	Bond of Deft. STEELY in the amount of \$10,000, Surety, w/conditions added to file. v
2-13-75	MO: Case set for arraignment & plea on 2-19-75, at 10:00 A.M.(all Defts) (AEB-J)b nts mld
2-19-75	Case called for arraignment on all Defts. Defts. present & represented. Govt. represented. Defts' advised of charge & acknowledge receipt of indictment. Defts' enter pleas of NOT GUILTY. Case set for jury trial on 3-10-75, at 10:00 A.M. Defts' given 7 days to file motions; Govt. 3 days to respond. All Defts' to remain on present Bonds.(AEB-J)b
2-21-75	Case set for jury trial on 3-10-75, at 10:00 A.M.(AEB-J)b nts mld
2-26-75	Motion to quash arrest and to suppress evidence, filed, lm copy to Deft. for defts. Theodore Bert York & James David Olin. brief to be filed 2-27
2-26-75	Motion of deft. Anthony Wayne Hunter to quash arrest & to suppress evidence, filed.k copy to Deft. Brief to be filed 2-27.

DATE	PROCEEDINGS
2-26-75	Deft. Jimmy Roger Steely's Motion to Quash arrest and to suppress evidence, filed.k <i>copy to Bureau. Brief to be filed 2-27</i>
2-27-75	Case set for hearing on Defts' motions to quash arrest & to suppress evidence on 3-5-75, at 10:00 A.M.(AEB-J)b nts mld.
2-27-75	THREE BRIEFS in support of mot. to quash arrest & to suppress evidence, filed on behalf of all the Defts. v
2-27-75	Transcript of Prel. Hearing heard before Mag. Barnes 12-18-74, filed.jj
2-27-75	Response to pretrial motions of deft. Steely, filed. lm <i>copy to Bureau</i>
2-28-75	Response to pretrial motion of deft. Hunter, filed.k <i>copy to Bureau</i>
2-28-75	Response to pre trial motion of depts. York & Olin, filed.k <i>copy to Bureau</i>
3-3-75	Atty. Joseph Lapan's Motion to withdraw as attorney of record for Defts' York and Olin, filed. b <i>copy to Bureau</i>
3-3-75	Order permitting Mr. Lapan to withdraw as atty. for Defts' York & Olin, signed & filed.(AEB-J)b cps mld
3-3-75	Financial Aff. & Appt. of Ainslie Perrault, Jr., for Deft. Olin, filed. v
3-3-75	Financial Aff. & Appt. of Kenneth Stainer for Deft. York, filed. v
3-5-75	Case called for hearing on depts.' mots. Defts. Olin & York withdraw mots. and enter a change of plea. All depts. present & represented by counsel. Gov't rep. Defts. Olin & York withdraw pleas of not guilty and enter pleas of GUILTY & are adjudged GUILTY as charged. Indictment read. Jury trial is waived; waiver is signed & filed in Open Court. Sentencing is set for 3-18-75 at 10:00 a.m. Defts. York & Olin remain on present bond. Counsel for Steely, Jim Bass, representing deft. Hunter for counsel Meltzer, for hearing on mots. only. Deft. counsel for Steely & Hunter makes presentation. Stipulations read into record. Defts' exhibits 1-4 are offered and admitted into evidence. Govt. witnesses are sworn and testify. Gov't is granted 3 days to file authorities. Motions are taken under advisement. (AEB-J)k
3-7-75	Memorandum of Authorities in opposition to the mots. to suppress evidence filed herein by <u>Defts. HUNTER and STEELY</u> , filed. v <i>copy to Bureau</i>
3-10-75	Case called for jury trial & ruling on motions. Defts' Hunter & Steely present, & represented. Govt. represented. Ordered that pursuant to Rule 12, motion to quash is treated as motion to dismiss & overruled. Motion to suppress also overruled. Order will be filed. Jury trial continued subject to call.(AEB-J)b
3-12-75	Order Dismissing Motions to Dismiss & Motions to Suppress of Defts' Hunter & Steely, filed.(AEB-J)b cps mld.
3-11-75	Case tried to jury as to Defts' Hunter & Steely on 3-11, 3-12, & 3-13-75. Defts' Hunter & Steely present & represented. Govt. represented. Parties announce ready. Jury selected & sworn. Rule invoked. Certain stipulations made by parties. Pltf makes opening statement. Defts' objection to portion of open. state., overruled. Pltf. presents case in chief. Witnesses sworn & testify. Ct. recesses at 5:10 P.M., to reconvene at 10:00 A.M., on 3-12-75. 10:05 A.M., 3-12-75: all parties present. (Out of hearing of jury) Ct. examines Tulsa Dist. Ct. transcript taken 1-2-75 & allows

(CONTINUED) -

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PROCEEDINGS

(Cont'd min.) questions concerning testimony of St. Ag. Henderson from transcript. Upon Pltf resting, Defts' motion for dismissal denied. Defts' present case in chief. Witnesses sworn and testify. Deft. Steely presents written Judgment of Acquittal & Deft. Hunter makes oral motion, both motion are overruled. Parties rest. Closing arguments made & jury instructed. Bailiff sworn & jury retires to deliberate at 3:00 P.M.: 3:55 P.M., jury returns to Ct. w/questions. Jury allowed to have instructions & return to deliberate. 5:40 P.M. Ct. recessed, jury excused until 9:30 A.M., 3-13-75, to continue deliberating at that time. 9:30 A.M., 3-13-75: all jurors present & continue deliberations. (10:30 A.M.) Jury returns w/verdicts finding Defts' Hunter & Steely Guilty as charged. Verdicts ordered received, read & filed in open court. Ct. orders verdicts spread of record by Clerk. Deft. Steely presents motion to set aside verdict, motion filed. Case referred to prob. office for pre-sentence report. Defts' to stand on present bonds. Sentencing set for 3-18-75, at 10:00 A.M. Defts' advised of right to appeal. (AEB-J)b  
 3-12-75 Deft Steely's motion for Judgment of Acquittal, filed. b  
 3-13-75 Verdicts, filed, finding Defts Hunter & Steely Guilty as charged. b  
 3-13-75 Trial exhibits filed. (Pltf's exhibits 1 & 3 in vault) b  
 3-13-75 Deft Steely's motion to set aside verdict of Guilty & to enter Judgment of acquittal, filed. b  
 3-17-75 Order overruling motion for acquittal of Deft. Steely, filed. (AEB-J)b cops  
 3-18-75 Case called for sentencing on Defts' York, Olin, Hunter & Steely. mld  
 Defts' present & represented. Govt. represented. Defts' & counsel asked if they have anything to say before sentence is pronounced.  
JUDGMENT & SENTENCE - THEODORE BERT YORK  
 Atty. Gen. - Observation and study at an appropriate classification center or agency, the results of such study to be furnished Court within 60 days, pursuant to YCA, as provided in T. 18, USC 5010(e). Bond exonerated. (AEB-J)b  
JUDGMENT & SENTENCE - JAMES DAVID OLIN  
 Atty. Gen. - Observation and study at an appropriate classification center or agency, the results of such study to be furnished the Court within 60 days, pursuant to YCA, T. 18, USC 5010(e). Bond exonerated. (AEB-J)b  
JUDGMENT & SENTENCE - ANTHONY WAYNE HUNTER  
 Atty: Gen. - <sup>Maximum</sup> Five (5) years, plus fine of \$15,000. Further adjudged that Deft. is sentenced to special parole term of two (2) yrs appeal to commence at expiration of sentence imposed herein. Deft. Hunter gives oral notice of appeal. Appeal bond set at \$25,000, cash.  
JUDGMENT & SENTENCE - JIMMY ROGER STEELY  
 Atty. Gen. - Observation & study at an appropriate classification center or agency, the results of such study to be furnished the Court within 60 days, pursuant to YCA, 5010(e). Bond exonerated. Deft. advised of right to appeal. (AEB-J)b  
 3-18-75 Judgment & commitments of Defts' York, Olin, Hunter & Steely, filed & entered. (AEB-J)b  
 3-18-75 Two c/c of J&C's on Defts' York, Olin, Hunter & Steely delivered to USM. b

DATE	PROCEEDINGS
3-18-75	Motion to reconsider Judgment & Sentence under Rule 35 as to Deft. Hunter, filed. b
3-18-75	Case called for hearing on Deft. Hunter's motion. Deft. present. Bob Brown appearing <sup>as counsel</sup> for Deft. Mr. Brown presents letter to Court signed by Mr. Meltzer, stating he wishes to withdraw as Hunter's atty. Court allows Mr. Brown to represent Deft. Hunter at this hearing. Mr. Brown is to file written applic. & order on 3-19-75, re: Mr. Meltzer withdrawing as counsel. Deft. withdraws oral notice of appeal. Appeal bond withdrawn. Court modifies sentence of Deft. Sentence to be: Atty. Gen. - Maximum of Five(5) years. Further ordered Deft. is sentenced to special parole term of Two (2) yrs in addition to term of imprisonment, subject to 18 U.S.C. 4208(b), with 90 day report. (AEB-J)b
3-18-75	Order, filed & entered, modifying sentence imposed on 3-18-75. Sentence to be: Five (5) years imprisonment plus a two (2) year special parole term in addition to such term of imprisonment, subject to 18 U.S.C. Sec. 4208(b), with report to the Court within 90 days.(AEB-J)b
3-18-75	Two c/c of Order Modifying Sentence of Deft. Hunter delivered to USM. k
3-19-75	Order, filed <sup>as to / deft. York</sup> exonerating bond in amt. of \$500.00 & directing Clerk to refund said sum to Wanda York. (AEB-J)k <i>copy + ck to Stainer</i>
3-20-75	Order, filed, exonerating bond at to deft. Hunter in amt. of \$10,000.00 & directing Clerk to refund said sum to deft. Hunter. (AEB-J)k <i>copy + ck to Bell Brown</i>
3-21-75	Application for order to exonerate and disburse bond to Phyllis Olin, filed. g
3-21-75	Order, filed, directing Clerk to disburse bond in amt. of \$500 cash to Phyllis Olin, and bond exonerated. (AEB-J)g
3-26-75	Application to withdraw as attorney of record for Anthony W. Hunter, filed by Terry Meltzer. b <i>o.g.</i>
3-27-75	Order allowing application of T. Meltzer to withdraw as attorney for Anthony Wayne Hunter, filed.(AEB-J)b cps mld.
4-2-75	J&C, ret. & filed: deft. Theodore Bert York delivered to Fed. Reformatory, El Reno, Ok. 3-28-75. g
4-2-75	J&C, ret. & filed: deft. James David Olin delivered to Fed. Reformatory, El Reno, Ok. on 3-28-75. g
4-2-75	J&C, ret. & filed: deft. Anthony Wayne Hunter delivered to USP, Leavenworth, Ks. on 3-27-75. g
4-2-75	J&C, ret. & filed: deft. Jimmy Roger Steely delivered to Fed. Reformatory, El Reno, Ok. 3-28-75. g
4-4-75	Appl. to Withdraw Certain Pltf's Trial Evidence, filed.jj 0 to J
4-7-75	Order, filed, directing Clerk to deliver to AT&F 38 caliber Smith & Wesson revolver, 609888, and 6 rounds of ammunition, for disposition by said agency according to 18 USC 924(d). (AEB-J)rm - copies of order mailed and revolver and ammo. hand delivered by Clerk & receipted by ATF on orig.
5-13-75	MO: Ordered by the Court that case is set for Definitive sentence as to Defts' York, Olin, & Steely on May 20, 1975, at 10:00 A.M. (AEB-J)b nts mld

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5-20-75	<p>Case called for Definitive sentence as to Defts' York, Olin &amp; Steely. Defts' present &amp; represented. Govt. represented by H. Bryant for B. Baker. Defts' asked if they have anything to say before sentences are pronounced.</p> <p>Judgment &amp; Sentence - <u>Theodore Bert York</u></p> <p>Imposition of sentence is suspended &amp; Deft. is placed on probation for a period of Thirty (30) months pursuant to T. 18, U.S.C. Sec. 5010(a), Fed. YCA. Conditions of probation are that: Deft. seek employment; complete GED; learn trade; avoid association with criminals or drug users.</p> <p>Judgment &amp; Sentence - <u>James David Olin</u></p> <p>Imposition of sentence is suspended &amp; Deft. is placed on probation for a period of Thirty (30) months pursuant to T. 18, USC, Sec. 5010(a), YCA. Conditions of probation are that: Deft. seek employment; avoid association with known criminals &amp; drug users, or use drugs. Deft. allowed to travel to Ark. &amp; Okla. only.</p> <p>Judgment &amp; Sentence - <u>Jimmy Roger Steely</u></p> <p>Imposition of sentence is suspended &amp; Deft. is placed on probation for a period of One (1) year pursuant to T. 18, USC, Sec. 5010(a), YCA. Conditions of probation are that: Deft. seek employment; complete GED; avoid association with criminals &amp; drug users or use of drugs.</p>
5-20-75	Judgment & Order of Probation, /filed & entered. (AEB-J)b
5-20-75	Judgment & Order of Probation as to Deft. Olin, filed & Entered. (AEB-J)b
5-20-75	Judgment & Order of Probation as to Deft. Steely, filed & entered. (AEB-J)b
5-20-75	Two c/c of J&OP as to Defts' York, Olin & Steely delivered to Probation. b
5-23-75	MO: Ordered by the Court that case is set for Definitive sentence as to Deft. Anthony Hunter, on 6-3-75, at 10:00 A.M. (AEB-J)b nts mld
6-3-75	<p>Case called for definitive sentence as to Deft. Anthony Hunter. Deft. present &amp; represented. Govt. represented by Mr. Graham for Mr. Baker. Deft. &amp; counsel asked if they have anything to say before sentence is pronounced.</p> <p>Judgment &amp; Sentence - <u>Anthony Wayne Hunter</u></p> <p>Imposition of sentence is suspended &amp; Deft. is placed on probation for a period of Three (3) years. Conditions of probation are that Deft. not associate with criminals or drug users, &amp; seek &amp; maintain employment. (AEB-J)b</p>
6-3-75	Judgment & Order of Probation, filed & entered. (AEB-J)b
6-3-75	Two c/c of J & O of Prob. delivered to probation. b
11-20-75	Order for transfer of evidence, filed, directing Clerk to deliver to DEA pltf's exhibits #1&2 for disposition. (AEB-J)hm (w/receipt from U.S. Atty.)(copy to U.S. Atty.)
6-7-77	Report and Order terminating probation prior to original expiration date. (AEB-J) cps mld. ho
9-13-77	Order of Discharge from Probation in re Deft. York, fld. (AEB-J)v
9-13-77	Certificate of Vacation of Conviction in re Deft. York, fld. (AEB-J)v

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10-5	Report and Order terminating probation prior to original expiration date. fld. (AEB-J) ho
10-5	Certificate of vacation of conviction. fld. (AEB-J) ho
8-29-80	EXHIBITS of deft. returned to deft. counsel. hm
<p data-bbox="354 762 1137 863"><i>Defendant attorneys continued</i></p> <p data-bbox="445 1045 991 1266">Kenneth Stainer (Appt.) (York) 812 Mayo Bldg. Tulsa, Ok 74103 (584-6404)</p> <p data-bbox="445 1161 973 1266">Ainslie Perrault, Jr. (Appt.) 311 Philtower Bldg. (Olin) Tulsa, Ok 74103 (582-1717)</p> <p data-bbox="487 1287 910 1402">Bob Brown (Hunter) <i>Ret.</i> 500 West 7th Tulsa, Ok 582-5141</p>	